IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

TUESDAY, THE 12TH DECEMBER 2006 / 21ST AGRAHAYANA 1928

WP(C).No. 32990 of 2006(B)

MVOP.1042/1990 of MOTOR ACCIDENT CLAIMS TRIBUNAL, THRISSUR
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PETITIONER:

E.D.PAUL, AGED 56 YEARS,
S/O.DEVASSY, EDAKKALATHOOR HOUSE,
KAVALA P.O., POTTA, CHALAKUDY.

BY ADV. SRI.T.M.ABDUL LATHEEF

RESPONDENTS:
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1. MOHANAN E.N., S/O.NARAYANAN,
EASWARAMANGALATH HOUSE, THEKKUMKARA VILLAGE,
KONATHUKUNNU DESOM, VELLANGALLORE.

2. P.P.OUSEPH, S/O.PORINCHU,
PURATHUR HOUSE, ADAT VILLAGE,
THRISSUR TALUK.

3. ORIENTAL INSURANCE COMPANY, CHALAKUDY.

4. DEPUTY TAHSILDAR,
REVENUE RECOVERY, MUKUNDAPURAM.

5. VILLAGE OFFICER,
CHALAKUDY (EAST),
CHALAKUDY.

BY GOVERNMENT PLEADER SRI.M.A.FAYAZ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN, J.

W.P.(C) NO. 32990 OF 2006

Dated this the 12th day of December, 2006

J U D G M E N T

This writ petition is challenging revenue recovery proceedings initiated against the petitioner pursuant to the award passed by the MACT. Admittedly, the petitioner filed an original petition earlier before this court which was disposed of by Exhibit P4 finding that the remedy if any, is to file an appeal. However, to enable him to file an appeal, revenue recovery proceedings was ordered to be kept in abeyance for a short period of six weeks. Admittedly, petitioner has preferred appeal thereafter and that matter is pending before this court. He can seek interim relief in the said appeal and cannot file a separate writ petition for the same cause.

Writ petition is dismissed.

P.R.RAMAN, JUDGE

Rp